



#9 *pre* *6/12/03*
Pat B
Lowman *7/B*
PATENT APPLICATION
6-16-03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Andrew L. DIRIENZO

Docket No.: VPR-001US

Serial No.: 09/444,507

Group Art Unit: 3626

Filed: November 22, 1999

Examiner: C. M. BLECK

For: **METHOD OF COORDINATING MAINTENANCE OF VITAL PATIENT DATA
AND SOFTWARE THEREFOR**

PRELIMINARY AMENDMENT UNDER 37 C.F.R. § 1.115

Honorable Assistant Commissioner
for Patents
Washington, D.C. 20231

06/05/2003 GWORDP1 00000000 182576 05-44007
02 FC:2201 84.00 CH

Sir:

Prior to examination of the above-identified application on the merits, and further the concurrently filed CPA Transmittal Request and Petition for an Extension of Time of Three Months, please amend the application as follows:

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IN THE CLAIMS:

Please ADD new claim 19 as follows:

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-19. A method of maintaining vital patient information complementing a hardcopy patient record (HCPR) maintained at a healthcare provider's office, comprising:
generating a digital vital patient record (VPR) corresponding to a patient;
updating predetermined information in at least one of N categories in the VPR,
wherein:

one of said N categories comprises currently prescribed medications;

one of said N categories comprises allergies; and

N is an integer greater than 2;

whenever the patient interacts with the healthcare provider's office:

CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL (Small Entity)

Submit an original, and a duplicate for fee processing.

(Only for Continuation or Divisional Applications Under 37 CFR 1.53(d))

Docket No.

100000009

☒ **DUPLICATE** (Check box if applicable)

First Named Inventor

Examiner

Group/Art Unit

Andrew L. DiRienzo

C. M. Bleck

3626

Address to:
Mail Stop CPA
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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This is a request for filing a ☒ continuation or ☐ divisional application under 37 CFR 1.53(d), (continued prosecution application (CPA)) of prior application number 09/444,507 filed on 11/22/1999 and entitled:

METHOD OF COORDINATING MAINTENANCE OF VITAL PATIENT DATA AND SOFTWARE THEREFOR

1. ☐ Enter the unentered amendment previously filed on _____ under 37 CFR 1.116 in the prior nonprovisional application.
2. ☒ A preliminary amendment is enclosed.
3. ☐ This application is being filed by fewer than all the inventors named in the prior application, 37 CFR 1.53(d)(4).
- a. ☐ **DELETE** the following inventor(s) named in the prior nonprovisional application:

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- b. ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
4. ☐ A new power of attorney or authorization of agent is enclosed.
5. ☒ Small Entity Status:
- a. ☐ A small entity statement is enclosed.
- b. ☒ A small entity statement was filed in the prior nonprovisional application and such status is still proper and desired.
6. ☐ The fee for this application is calculated as follows:

CLAIMS AS FILED

For	#Filed	#Allowed	#Extra	Rate	Fee
Total Claims	19	- 20 =	0	x \$9.00	\$0.00
Indep. Claims	5	- 3 =	2	x \$42.00	\$84.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
BASIC FEE					\$375.00
TOTAL FILING FEE					\$459.00

CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL (Small Entity)
(Only for Continuation or Divisional Applications Under 37 CFR 1.53(d))

7. ☒ The Director is hereby authorized to credit overpayments or charge the following fees to Deposit Account No. **16-2372**

- ☒ fees required under 37 C.F.R. 1.16.
☐ fees required under 37 C.F.R. 1.17.
☒ fees required under 37 C.F.R. 1.18.

8. ☐ A check in the amount of _____ is enclosed.

9. ☐ An Information Disclosure Statement (IDS) is enclosed:

a. ☐ PTO-1449

b. ☐ Copies of IDS Citations

10. ☐ Also enclosed:

11. ☒ The prior application's correspondence address will carry over to this CPA UNLESS a new correspondence address is provided below:

WESTERLUND · POWELL, P.C.
100 Daingerfield Rd., Suite 100
Alexandria, Virginia 22314-2886
Ph: (703) 706-5862 - Fax: (703) 706-5860

CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL (Small Entity)
(Only for Continuation or Divisional Applications Under 37 CFR 1.53(d))

NOTES

Submit an original, and a duplicate for fee processing.

FILING QUALIFICATIONS: The prior application must be a nonprovisional application that is either: (1) complete as defined by 37 C.F.R. 1.51(b), or (2) the national stage of an international application in compliance with 35 U.S.C. 371. A Notice will be placed on a patent issuing from a CPA, except for reissues and designs, to the effect that the patent issued on a CPA and is subject to the twenty-year patent term provisions of 35 USC 154(a)(2). Therefore, the prior application of a CPA may have been filed before, on or after June 8, 1995.

C-I-P NOT PERMITTED: A continuation-in-part application cannot be filed as a CPA under 37 C.F.R. 1.53(d), but must be filed under 37 C.F.R. 1.53(b).

EXPRESS ABANDONMENT OF PRIOR APPLICATION: The filing of this CPA is a request to expressly abandon the prior application as of the filing date of the request for a CPA. 37 C.F.R. 1.53(b) must be used to file a continuation, divisional or continuation-in-part of an application that is not to be abandoned.

ACCESS TO PRIOR APPLICATION: The filing of this CPA will be construed to include a waiver of confidentiality by the Applicant under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 37 C.F.R. 1.14 to access to, copies of, or information concerning, the prior application may be given similar access to, copies of, or similar information concerning, the other application or application in the file jacket.

35 U.S.C. 120 STATEMENT: In a CPA, no reference to the prior application is needed in the first sentence of the specification and none should be submitted. If a sentence referencing the prior application is submitted, it will not be entered. A request for a CPA is the specific reference required by 35 U.S.C. 120 and to every application assigned the application number identified in such request, 37 C.F.R. 1.78(a).

Dated: 06/03/2003



Signature

Raymond H. J. Powell, Jr.,

Typed or printed name

34,231

Registration Number (if applicable)

- ☐ Inventor(s)
☐ Assignee of complete interest
☒ Attorney or agent of record

cc: